ROBINSON, WETTRE & MILLER LLC
ATTORNEYS AT LAW
ONE NEWARK CENTER, 19TH FLOOR
NEWARK, NEW JERSEY 07102
(973) 690-5400
FAX (973) 466-2760
www.rwmlegal.com

December 21, 2011

***Via CM/ECF***
Hon. Patty Shwartz, U.S.M.J.
Frank R. Lautenberg U.S.P.O & Courthouse Bldg.,
Room 477
Newark, New Jersey 07101

**Re:** ***Fougera Pharmaceuticals Inc. v. GlycoBioSciences, Inc.***
**Civil Action No. 11-1539 (KSH)(PS)**

Dear Judge Shwartz:

This firm, together with Covington & Burling LLP, represents Plaintiff/Counter-Defendant Fougera Pharmaceuticals Inc. in the above-referenced patent case. We write to seek clarification of Your Honor's Pretrial Scheduling Order in this case (docket entry 42, "Order").

The Order provides in pertinent part that Glyco "shall provide its responses to [Fougera's] invalidity and noninfringement contentions no later than December 19, 2011." (Order at 2, ¶ 3.) On December 19, we received Glyco's responses to Fougera's invalidity contentions, but received no response to Fougera's noninfringement contentions. In correspondence exchanged yesterday, Glyco stated its position that, because the Local Patent Rules do not provide for responses to noninfringement contentions (*see* LPR 3.1-3.4), Glyco is not required to provide such responses.

Accordingly, Fougera respectfully requests that Your Honor clarify whether Glyco is required to serve responses to Fougera's noninfringement contentions.

Respectfully submitted,

Leda Dunn Wettre

Leda Dunn Wettre

cc: Counsel of Record (By CM/ECF)